

[Dkt. Nos. 96 and 97]

UNITED STATES DISTRICT COURT

DISTRICT OF NEW JERSEY

H&C GLOBAL SUPPLIES SA DE CV, :

Plaintiff, :Civil Action No. 12-5035 (RMB/JS)

v. : **MEMORANDUM ORDER**

AMAZON PRODUCE NETWORK OF :
CALIFORNIA, LLC, :

Defendant. :

Appearances:

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BUMB, UNITED STATES DISTRICT JUDGE:

This matter comes before the Court upon two motions: (1) Plaintiff's, H&C Global Supplies Sa De Cv ("H&C"), Motion for Summary Judgment [Docket No. 97]; and (2) Defendant's, Amazon

Produce Network of California, LLC ("Amazon Produce"), Motion for Summary Judgment [Docket No. 96]. Both motions are DENIED.

H&C seeks to recover for nineteen shipments of mangoes delivered to Amazon Produce on a consignment basis. Because there are genuine issues as to the quality and condition of the mangoes, summary judgment is inappropriate.

Accordingly, for these reasons,

IT IS ON THIS 8th day of JULY 2014, hereby **ORDERED** that Plaintiff's and Defendant's Motions for Summary Judgment are **DENIED**.

s/Renée Marie Bumb
RENÉE MARIE BUMB
United States District Judge